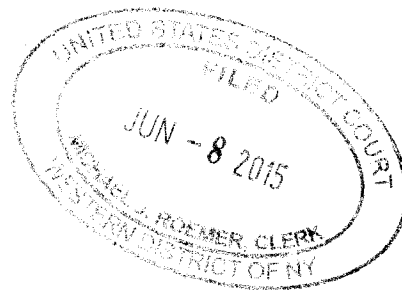


UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK



UNITED STATES OF AMERICA,

v.

13-CR-6013(FPG)

TIFFANY ST. DENIS,

Defendant.

PRELIMINARY ORDER OF FORFEITURE

WHEREAS, on May 22, 2015, the defendant, TIFFANY ST. DENIS, pled guilty to Count 3 of Second Superseding Indictment 13-CR-6013 which charges a violation of Title 21, United States Code, Section 859(a) (distribution of drugs to a minor), and,

WHEREAS, from the defendant's conviction on Count 3, and from her admission in the written plea agreement that certain property is subject to forfeiture, the government has established the requisite nexus between the property and the offense committed by the defendant and therefore the following property is subject to forfeiture:

- (1) Apple iPhone with FCC ID # BCG-E2422B;
- (2) LG Alltel cell phone with S/N # 611CYLH0423680;
- (3) Kyocera cell phone with MEID # 268435459905917224;
- (4) Huawei cell phone with S/N # T8U9MA1210715599;
- (5) LG Sprint cell phone with S/N #012KPPB1124680;
- (6) Samsung cell phone SCH-R631 ID #268435460108232793;

- (7) Kyocera Domino cell phone with ID #K0300000050726; and
- (8) Samsung Cricket cell phone with ID #A3LSCHR261.

NOW THEREFORE, pursuant to Federal Rule of Criminal Procedure 32.2 (b)(2) and Title 21, United States Code, Sections 853(a)(2), it is hereby;

ORDERED, ADJUDGED, and DECREED that pursuant to Title 21, United States Code, Section 853(c) and (e) through (p), the above listed property and/or any interest therein is hereby condemned and forfeited to the United States of America and shall be disposed of according to law; and it is further

ORDERED, ADJUDGED, and DECREED that this Order shall serve as a judgment in favor of the United States of America regarding any and all of the defendant's right, title, and interest in the above described property. The property is hereby condemned and forfeited to the United States of America and shall be disposed of according to law, and the United States of America shall seize the aforementioned property, to protect the interests of the Government in the property ordered forfeited by providing a copy of this Order to any person or entity which has possession of, or jurisdiction over the forfeited interests, and by taking all steps necessary and appropriate to protect the interests of the United States of America, including the taking of actual possession of the property; and it is further

ORDERED, ADJUDGED and DECREED that pursuant to Title 21, United States Code, Section 853(h), following the seizure of the property ordered forfeited, the Attorney

General shall direct the disposition of the property, making due provision for the rights of any innocent persons; and it is further

ORDERED, ADJUDGED, and DECREED that pursuant to Title 21, United States Code, Section 853(n)(1), the United States shall publish notice of this Order and of its intent to dispose of the property in such manner as the Attorney General may direct, and provide notice that any person, other than the defendant, having or claiming a legal interest in the above forfeited property must file a petition with the court within thirty (30) days of the final publication of notice, or of receipt of actual notice, whichever is earlier.

This notice shall state that the petition shall be for request of a hearing to adjudicate the validity of the petitioner's alleged interest in the property, shall be signed by the petitioner under penalty of perjury, and shall set forth the nature and extent of the petitioner's right, title or interest in each of the forfeited properties, and any additional facts supporting the petitioner's claim and the relief sought.

The United States may also, to the extent practicable, provide direct written notice to any person known to have alleged an interest in any of the property that is the subject of the Order of Forfeiture, as a substitute for published notice as to those persons so notified, and it is further,

ORDERED, ADJUDGED, AND DECREED, that in the event that a Final Order of Forfeiture is issued concerning the subject property, the United States Marshals Service and/or any other duly authorized law enforcement agency shall dispose of the forfeited

property according to law. The United States Marshals Service shall be reimbursed for all costs incurred arising from the seizure and custody of said property. All remaining funds shall be deposited with United States Department of Justice Asset Forfeiture Fund; and it is further,

ORDERED, ADJUDGED, AND DECREED, that upon adjudication of all third-party interests, this Court will enter a Final Order of Forfeiture pursuant to Title 21, United States Code, Sections 853(a)(2).

Dated: Rochester, New York, June 7, 2015.



HONORABLE FRANK P. GERACI, JR.
CHIEF JUDGE
UNITED STATES DISTRICT JUDGE